

## OUTTEN &amp; GOLDEN LLP

**MEMO ENDORSED***Advocates for Workplace Fairness*

November 26, 2013

**VIA EMAIL**

The Honorable Richard J. Sullivan  
 United States District Judge  
 Southern District of New York  
 500 Pearl Street  
 New York, NY 10007

USDS SDNY

DOCUMENT

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DOC #: \_\_\_\_\_

DATE FILED: 11-27-13

Re: *Anwar v. Transportation Systems, Inc. d/b/a Executive Transportation Group, et al.*, No. 13 Civ. 2666 (RJS)

Dear Judge Sullivan:

We represent Plaintiffs and the putative class and collective in the above-referenced matter. As previously ordered by the Court, the parties have been engaged in a process of targeted discovery in advance of mediation. Plaintiffs now write jointly with Defendants to request an extension of the deadlines to complete that discovery, to engage in mediation, and to provide the Court with status updates. A proposed revised scheduling order is enclosed with this letter.

The current scheduling order (ECF No. 67) provides for all discovery to be completed by November 27, 2013 and for mediation to be completed on or before December 13, 2013. Due to unforeseen circumstances, the parties have been unable to complete all discovery originally anticipated, and in light of recent developments in the law wish to conduct additional discovery in order to be better prepared for a productive mediation. Accordingly, the parties therefore request a 45-day extension of all deadlines, as follows:

	<b>Current Deadline:</b>	<b>Extend to:</b>
Time to complete discovery	November 27, 2013	January 13, 2014
Deadline to engage in mediation	December 13, 2013	January 27, 2014
Deadline to submit a joint status report	December 20, 2013	February 3, 2014

The parties have jointly requested one prior extension of the above deadlines, which the Court granted on October 10, 2013.

We thank the Court for its attention to this matter.

Respectfully submitted,

Michael J. Scimone

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Enclosures

CC: Eric J. Wallach, Esq.  
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Stephen H. Kahn, Esq.

Having waited until the day before discovery was to conclude and offering no justification other than unnamed "unforeseen circumstances," the parties' request for a further extension of the discovery deadlines in this action is DENIED. The parties shall comply with the deadlines in the Court's October 10, 2013 Order, including by appearing for an initial conference on January 8, 2014 at 1:00 p.m. in Courtroom 905 of the Thurgood Marshall Courthouse.

SO ORDERED \_\_\_\_\_  
Dated: 11/26/13  
RICHARD J. SULLIVAN  
U.S.D.J.